

Dated: August 19, 2009

Respectfully submitted,

FULBRIGHT & JAWORSKI L.L.P.

/s/

Rodney Acker

Texas State Bar No. 00830700

Ellen Sessions

Texas State Bar No. 00796282

Barton Wayne Cox

Texas State Bar No. 24065087

2200 Ross Avenue, Suite 2800

Dallas, Texas 75201

Telephone: (214) 855-8000

Facsimile: (214) 855-8200

ATTORNEYS FOR DEFENDANT PERSHING LLC

CERTIFICATE OF SERVICE

On August 19, 2009, I electronically submitted the foregoing document with the clerk of the court of the U.S. District Court, Northern District of Texas, using the electronic case filing system of the Court. I hereby certify that I will serve the Plaintiffs individually or through their counsel of record, electronically, or by other means authorized by the Court or the Federal Rules of Civil Procedure.

/s/ _____